

REMARKS

The Examiner has requested that withdrawn claims 33-43 be canceled or that other appropriate action be taken. It is the Examiner's position that these claims are drawn to a non-elected Group.

Applicants propose an amendment to claim 33. It is asserted that the amendment presented to withdrawn claim 33 more explicitly brings the claim within the scope of the elected Group (compare to amended claim 1). Rejoinder of withdrawn claims 33-43 is thus requested.

Claim 3 was rejected under 35 U.S.C. 112, second paragraph, as being indefinite. Applicants request reconsideration.

The Examiner's attention is directed to Paragraphs 68-77 of the specification and drawing Figures 6-7. Applicants clearly teach material (see references 10b, 12, 13a 13b and 14) which is associated with a temporary substrate (see reference 200) being transferred to be associated with a final substrate (see reference 100). Figure 8 illustrates that the temporary substrate 200 has been removed thus completing the transfer of the material to the final substrate 100.¹ Claim 3 has been amended to further clarify the association of the material with the substrates. In view of the amendment and the arguments presented above, Applicants request withdrawal of the Section 112 rejection of claim 3.

Claims 1-2, 4-15 and 17 were rejected under 35 U.S.C. 102(b) as being anticipated by Park.

Claims 14-15 have been canceled. The subject matter of claims 14-15 has been added to Claim 1. The subject matter of claim 15 has further been amended to emphasize that the second volume extends laterally away from the first volume in a direction parallel to the access surface.

The Examiner's attention is directed to Figure 10 which illustrates an example of first and second volumes in accordance with the claim language (see V1 and V2). The Examiner's attention is further directed to Figure 4a which also illustrates an example of first and second volumes in accordance with the claim language (see O and C).

Park fails to teach or suggest the claimed invention. The Examiner, in rejecting claims 14 and 15, points to Park Figure 10A. This teaching of Park is not material to the claimed invention. The reason for this is that the orientation of the first and second volumes in Park is opposite that claimed by Applicants. The claim recites a first volume open to the access surface and a second volume into which the first volume runs on an opposite side from the access surface. The second volume (defined by etch stops 63) does not meet the claim language because it runs into the first volume (reference 54) at the access surface opening, not at the opposite side thereof as is recited by the claim. The effect of the claimed relationship recited in Claim 1 is to place the second volume away from the access surface of the first volume (and thus closer to the substrate) at the opposite side of the first volume from the access surface.

Withdrawn claim 33 has been amended in a manner similar to claim 1 with respect to the relative positioning of the first and second volumes. Applicants submit that claim 33 is in condition for allowance for at least the same reasons as claim 1.

Claim 33 further recites that the second volume extends laterally away from the first volume in a direction parallel to the access surface and underneath the initial material structure. The Examiner's attention is directed to Figures 9 and 10 which illustrate an example of first and second volumes in accordance with the claim language (see V1 and V2 and 10b). The Examiner's attention is further directed to Figure 4a which also illustrates an example of first and

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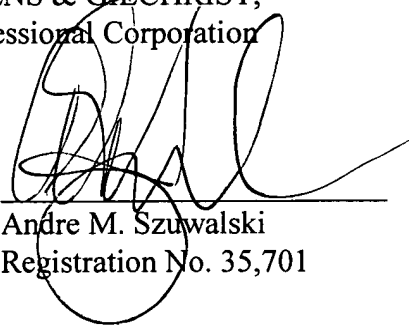
second volumes in accordance with the claim language (see O and C and 2). There is no teaching or suggestion in Park for the claimed second volume extending underneath the initial material structure. Applicants request rejoinder of claim 33, and its dependent claims, as well as an indication of allowance.

New claims 45-46 have been added which depend from claim 1.

In view of the foregoing, Applicants respectfully submit that the application is in condition for favorable action and allowance.

Respectfully submitted,
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